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Abstract

The Right of the State to Own Metals and Treasures “A Comparative Study of the Jordanian Civil Law and Islamic Doctrine”

Abdallah Emhammad Al-Trawneh

Mu'tah University, 2006

This research discusses the right of the State to own metals and treasures through a comparative study of the Jordanian Civil Law and Islamic Doctrine.

The right of the State to own metals and treasures in Islamic Doctrine is different from that in the Jordanian Civil Law. This is because the Islamic Doctrine differentiates between the types of metals as well as the types of treasures whereas the ownership of metals and treasurer follows the ownership of the land in the Jordanian Civil Law.

Because of the importance of metals and their role in feeding the national economy and in increasing the national income, the legislator has organized their ownership through many private Acts.

This study investigates this subject via the study and analysis of the concept of property, properties characteristics and powers in the first chapter; the concept of metals and treasures and the grounds of their acquisition in the Jordanian Civil Law in the second chapter; the ownership of metals and treasures in private laws and regulations and the ownership of oil and land stones in the third chapter.

Finally, the reached conclusions are listed as well the recommendations at the end of the research.

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